



9/28/04

## MESSAGES FROM THE HOUSE

### **SB 1105 (Johnson)**

PILT: PAYMENT IN LIEU of TAXES

SB 1105 would amend the Natural Resources Environmental Protection Act to create a new formula for calculation of payments in lieu of taxes to local units of government for land owned by the Department of Natural Resources and to combine the payments with the February payments for statutory revenue sharing.

- The Senate did not concur with the House changes to SB 1105 [RC 675: 0 yes, 37 no].

### **SB 1323 (Johnson)**

SB 1323 would allow the Lottery Commissioner to contract with one or more persons to allow the placement of advertising or promotional material, including, but not limited to, the placement of discount coupons for retail goods, on lottery tickets, shares, and other available media under the control of the Bureau of State Lottery. The Bureau of State Lottery has estimated that an additional \$7.9 million in revenue for the School Aid Fund would be generated.

- The Senate concurred with the House changes to SB 1323 [RC 674: 21 yes, 15 no (gop)].

## THIRD READING

**SB 959 (McManus)**

**SB 961 (Cropsey)**

**SB 963 (Hardiman)**

**SB 964 (Sanborn)**

**SB 966 (Kuipers)**

**HB 5467 (Voorhees)**

**HB 5468 (Stahl)**

**HB 5469 (Hager)**

**HB 5470 (Vander Veen)**

**HB 5471 (Moolenaar)**

**HB 5472 (Bradstreet)**

**HB 5473 (WOJNO)**

**HB 5474 (GLEASON)**

## MARRIAGE PRESERVATION PACKAGE

SB 959 would expand the list of individuals exempted from regulation as a marriage and family therapist.

- Committee 1 (S-1) was adopted.
- SB 959 was moved to 3<sup>rd</sup> Reading.

SB 961 would specify that if the parties to a marriage attend and complete a qualifying premarital education program, they could claim the income tax credit proposed under House Bill 5468.

- Committee 1 (S-1) was adopted.
- SB 961 was moved to 3<sup>rd</sup> Reading.

SB 963 would amend license requirements for marriage, to require notification on the marriage certificate whether both parties received premarital education.

- Committee 1 (S-2) was adopted.
- SB 963 was moved to 3<sup>rd</sup> Reading.

SB 964 would require a man and a woman who intended to apply for a marriage license to either complete a program in premarital education, or, in the alternative, wait 28 days rather than three for the delivery of the marriage license. The longer waiting period does not apply if both man and woman are 50 years of age or older.

- Committee 1 (S-2) was adopted.
- SB 964 was moved to 3<sup>rd</sup> Reading.

SB 966 would require the State Court Administrative Office, with the approval and at the direction of the state supreme court, to develop and make available a form that a parent could use to complete a parenting time plan.

- Committee 1 (S-2) was adopted.
- Cropsey 1A (1 amend) was adopted.
- SB 966 was moved to 3<sup>rd</sup> Reading.

HB 5467 would provide that if a party to a marriage license application does not complete a program in premarital education, the clerk shall not deliver the marriage license until at least 28 after the date of the application.

- Committee 1 (S-2) was adopted.
- HB 5467 was moved to 3<sup>rd</sup> Reading.

HB 5468 would provide qualified taxpayers with a nonrefundable credit against the income tax that is equal to the cost paid during the tax year for a premarital education program, up to \$50.

- Committee 1 (S-2) was adopted.
- HB 5468 was moved to 3<sup>rd</sup> Reading.

HB 5469 would specify that if the parties to a marriage attend and complete a qualifying premarital education program, they could claim the income tax credit proposed under House Bill 5468. This bill would require a

premarital education program to emphasize skill-building strategies and to include, at a minimum, conflict management, communication skills, financial matters, and if the couple has or intends to have children, child and parenting responsibilities.

- Committee 1 (S-1) was adopted.
- Cropsey 1A (1 amend) was adopted.
- HB 5469 was moved to 3<sup>rd</sup> Reading.

HB 5470 would require that, unless exempted or excused, the parties to a divorce complete a divorce effects educational program and a questionnaire before the entry of the judgment of divorce, if there are minor children involved (or if the wife is pregnant and the husband would be considered the child's father under the law).

- Committee 1 (S-3) was adopted.
- Cropsey 1A (1 amend) was adopted.
- Cropsey 1B (1 amend) was adopted.
- HB 5470 was moved to 3<sup>rd</sup> Reading.

HB 5471 would specify that in actions involving a dispute of a minor child's custody, the court to declare the child's inherent rights and establish the rights and duties as to the child's custody, support, and parenting time under court order or a court-approved parenting plan.

- Committee 1 (S-2) was adopted.
- Cropsey 1A (1 amend) was adopted.
- HB 5471 was moved to 3<sup>rd</sup> Reading.

HB 5472 would amend service of summons in divorce proceedings. Currently, each complaint for an action for divorce must list the names and ages of children of the marriage. If there are children under 17 years of age, a copy of the summons must be served on the county prosecutor, except, in counties with a population of 500,000 or more, the summons could be served on either the prosecutor or the Friend of the Court (FOC).

- HB 5472 was moved to 3<sup>rd</sup> Reading. No amendments.

HB 5473 would amend license requirements for marriage, to require notification on the marriage certificate whether both parties received premarital education.

- Committee 1 (S-2) was adopted.
- HB 5473 was moved to 3<sup>rd</sup> Reading.

HB 5474 would expand the list of individuals exempted from regulation as a marriage and family therapist. This would allow retired clergy to perform marriage counseling.'

- Committee 1 (S-1) was adopted.
- HB 5474 was moved to 3<sup>rd</sup> Reading.

## **SB 1081 (Johnson)**

SB 1081 would eliminate current language that requires MDOT to provide technical assistance to local transportation and planning agencies. Also, the bill would prohibit MDOT from contracting with public organizations to perform ridesharing matching programs, unless a private organization were not available.

Under the bill, the Department still would be required to contract with private organizations to perform ridesharing matching programs. The bill also would strike a current requirement.

- Committee 1 (S-1) was adopted.
- SB 1081 was moved to 3<sup>rd</sup> Reading.

#### **SB 1148 (PRUSI)**

SB 1148 would allow members of the military and Michigan National Guard to purchase a hunting or fishing license for \$1, instead of the normal \$14.

- Committee 1 (S-2) was adopted.
- SB 1148 was moved to 3<sup>rd</sup> Reading.

#### **SB 1384 (Toy)**

SB 1384 would amend the Crime Victim's Rights Act to specify that, to facilitate compliance with a Federal law requiring that every consumer reporting agency, upon request, clearly and accurately disclose certain information to consumers, a bona fide victim of identity theft would be entitled to a police report from a law enforcement agency in a jurisdiction where the alleged violation of identity theft could be prosecuted.

- SB 1384 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **HB 4766 (Pastor)**

HB 4766 would: 1) Require a home for the aged seeking a license or a license renewal to have an emergency generator system. 2) Exempt a home for the aged that was licensed on the bill's effective date from the emergency generator system requirement until the home underwent major building modification; and require an exempt home for the aged to have an executed written contract for the use of a generator in the event of an electrical supply interruption. 3) Establish a civil penalty for a home for the aged that did not comply with the requirements described above. 4) Require a nursing home to have an emergency generator system.

- Committee 1 (S-2) was adopted.
- HB 4766 was moved to 3<sup>rd</sup> Reading.

#### **HB 5340 (Drolet)**

HB 5340 provide that if the property is sold by the Macomb-Oakland Regional Center for any purpose other than for community-based services and the state has declined to exercise its first right to repurchase, the Macomb-Oakland regional center (MORC) would be required to repay the state in the following manner: (1) an amount equal to the appraised fair market value of the property based on its highest and best use at the time it was sold by the state minus the amount MORC paid for the property and (2) an amount equal to 50 percent of the price paid to MORC for the property by the subsequent purchaser minus the fair market value based on its highest and best use at the time it was sold to MORC by the state.

- SWITALSKI 1 (2 amends) was adopted.
- HB 5340 was moved to 3<sup>rd</sup> Reading.

#### **HB 5414 (Shulman)**

HB 5414 would require a medical assistance (Medicaid) recipient or his or her legal counsel to notify the Department of Community Health (DCH) and, if appropriate, a "Medicaid-contracted health plan", when filing an action in which the DCH or health plan could have a right to recover expenses paid.

- Committee 1 (2 amends) was adopted.
- HB 5414 was moved to 3<sup>rd</sup> Reading.

#### **HB 5771 (Ruth Johnson)**

#### **HB 5772 (Ruth Johnson)**

HB 5771 create a new fee structure for septage waste servicing and vehicle licenses and site permits; revise the requirements for each of these license, permit, and disposal methods; establish criteria for receiving facilities; create the "Septage Waste Program Fund"; require the Department of Environmental Quality to convene a septage advisory committee; and increase fines and penalties for violations of this part. The fee provided for in the bill would generate approximately \$500,000. This revenue would adequately support the costs incurred by the Department of Environmental Quality to fulfill the obligations included in this bill. There would be no fiscal impact on local governmental units.

Support: DEQ, MI Septage Tank Association, MML.

- Committee 1 (S-1) was adopted.
- McManus 1A (3 amends) was adopted.
- Brown 1B (1 amend) was adopted.
- HB 5771 was moved to 3<sup>rd</sup> Reading.

HB 5772 would include in the sentencing guidelines the proposed felony offense of knowingly making a false statement or entry in a septage license application or other record.

- HB 5772 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **HB 6074 (Shulman)**

HB 6074 would continue collection of the fee through December 31, 2010. The 7/8-cent per gallon regulatory fee generates approximately \$60 million annually.

- Committee 1 (S-5) was adopted.
- HB 6074 was moved to 3<sup>rd</sup> Reading.

## **RESOLUTIONS**

#### **HCR 67 (Shackleton)**

A concurrent resolution approving an increase in Total Project Cost, approving the conveyance of property to the State Building Authority, and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Community Health Center for Forensic Psychiatry.

- HCR 67 was adopted [RC 676: 35 yes, 1 no (Cassis)].